

Keianaa Hall

From: LaVern Hall <lhall@globalpatentgroup.com>
Sent: Wednesday, October 13, 2010 11:04 AM
To: 'Keianaa N. Hall'
Subject: CBX0007-506-US / Inadvertent Issuance of Abandonment Notice

Kei,

10/12/2010

I spoke with Examiner MacFarlane regarding the issuance of the notice of abandonment. I pointed out to the Examiner that payment of the issue fee was instructed in the second paragraph (page 1) and in the Conclusion section of our response to Notice of Allowance. Examiner MacFarlane advised that she would look into why the Notice was issued because it should not have been.

10/13/2010

Pursuant to Examiner MacFarlane's phone call, the Notice of Abandonment will be withdrawn, as this was an error on the PTO.

This email should be placed in the PFR for future reference as well as notes placed in Pattsy.

LaVern

LaVern Y. Hall
Patent Administrator
Global Patent Group, LLC
1005 N. Warson Rd., Suite 201
St. Louis MO, 63132 U.S.A.
General: 314-812-8020
Direct: 314-812-8019
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Interview Summary	Application No. 10/575,701	Applicant(s) EKBERG ET AL.	
	Examiner STACEY MACFARLANE	Art Unit 1649	
	<p>All participants (applicant, applicant's representative, PTO personnel):</p> <p>(1) <u>STACEY MACFARLANE</u> (3) _____</p> <p>(2) <u>LAVERNE HALL</u> (4) _____</p> <p>Date of Interview: <u>13 October 2010</u>.</p> <p>Type: a) <input checked="" type="checkbox"/> Telephonic b) <input type="checkbox"/> Video Conference c) <input type="checkbox"/> Personal [copy given to: 1) <input type="checkbox"/> applicant 2) <input type="checkbox"/> applicant's representative]</p> <p>Exhibit shown or demonstration conducted: d) <input type="checkbox"/> Yes e) <input type="checkbox"/> No. If Yes, brief description: _____.</p> <p>Claim(s) discussed: _____.</p> <p>Identification of prior art discussed: _____.</p> <p>Agreement with respect to the claims f) <input type="checkbox"/> was reached. g) <input type="checkbox"/> was not reached. h) <input checked="" type="checkbox"/> N/A.</p> <p>Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: <u>Applicant brought it to Examiner's attention that the case was abandoned by the Publishing Office for lack of issue fees but the issue fee was never charged to the deposit account. This was brought to the attention of the SLIE and arrangements were made to remedy the situation.</u></p> <p>(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)</p> <p>THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.</p>		
/Stacey MacFarlane/ Examiner, Art Unit 1649			

LaVern Hall

From: LaVern Hall
Sent: Monday, January 24, 2011 1:44 PM
To: 'Macfarlane, Stacey'
Subject: RE: CBX0007-506-US Rejection of Issue Fee Payment

Importance: High

Dear Examiner MacFarlane,

This is to confirm your telephone advise that acceptance of our issue fee payment was rejected due to the fact that we did not specific say to charge the Issue Fee to our deposit account. The general statement made in the Conclusion section of our Amendment under 37 CFR 1.312 and Response to Notice of Allowance filed August 18, 2010 is considered unacceptable.

As advised, we will proceed with filing a Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137(b).

Thank you for your assistance in this matter.

LaVern Hall

From: Macfarlane, Stacey [mailto:Stacey.Macfarlane@USPTO.GOV]
Sent: Friday, January 14, 2011 12:02 PM
To: LaVern Hall
Subject: RE: CBX0007-506-US Issue Fee

LaVern,

This matter has been brought to the attention of my my Supervisor, Jeffrey Stucker (571-272-0911) who has brought it to the attention of our Supervisory Legal Instruments Examiner, Barbara Frieson. But as of yet, I have not heard back regarding a resolution.

Stacey Nee MacFarlane
Art Unit 1649, Neuroscience
Remsen 3D79

571-270-3057

From: LaVern Hall [mailto:lhall@globalpatentgroup.com]
Sent: Tuesday, January 11, 2011 2:01 PM
To: Macfarlane, Stacey
Subject: CBX0007-506-US Issue Fee
Importance: High

Re: U.S. Serial No. 10/575,701

Dear Examiner MacFarlane:

Pursuant to our telephone discussion this morning, we did receive a copy of the Interview Summary pursuant to our telephone discussion regarding the inadvertent abandonment notification.

I look forward to hearing from you further in this matter.

Thank you again for your prompt attention to this urgent matter.

Kind regards,

LaVern

***LaVern Y. Hall
Patent Administrator
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United States
Patent and
Trademark Office



Deposit Account Statement

Requested Statement Month: August 2010
 Deposit Account Number: 93-287
 Name: GLOBAL PATENT GROUP, LLC
 Attention: MR. DENNIS A. BENNETT
 Street Address 1: 10411 CLAYTON ROAD, SUITE 304
 Street Address 2:
 City: FRONTERAC
 State: MO
 Zip: 63131
 Country: UNITED STATES

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
08/06	11457	61371196	SUN0001-103-US	2006	\$110.00	\$4,123.00
08/06	11665	61371169	SUN0002-103-US	2005	\$110.00	\$4,013.00
08/06	11665	61371200	SUN0003-103-US	2005	\$110.00	\$3,903.00
08/10	6313	10417794	IME1P007	2809	\$405.00	\$3,498.00
08/20	133	12918402	ED10003-502-US	2842	\$215.00	\$3,283.00
08/20	132	12918402	ED10003-502-US	2831	\$185.00	\$3,118.00
08/20	134	12918402	ED10003-502-US	2833	\$110.00	\$3,008.00
08/20	135	12918402	ED10003-502-US	2816	\$520.00	\$2,488.00
08/26	6568	12688476	MOL0002-201CIP-US	A011	\$82.00	\$2,406.00
08/26	6569	12688476	MOL0002-201CIP-US	2111	\$270.00	\$2,136.00
08/26	6570	12688476	MOL0002-201CIP-US	2311	\$110.00	\$2,026.00
08/27	17160	11868794	WAK0001-201-US	8021	\$40.00	\$1,986.00
08/27	17213	12524716	WAK0002-501-US	8021	\$40.00	\$1,946.00
START				SUM OF	SUM OF	END
				BALANCE	CHARGES	REPLENISH BALANCE
				\$4,233.00	\$2,287.00	\$1,946.00

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